



2622
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
AMENDMENT TRANSMITTAL LETTER

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December 16, 2004.


Angela M. Beddawi

Applicant : Craig L. Ogg, et al. Confirmation No. 9478
Application No. : 09/651,389
Filed : August 29, 2000
Title : METHOD AND APPARATUS FOR PRINTING INDICIA, LOGOS AND GRAPHICS ONTO PRINT MEDIA

Grp./Div. : 2622
Examiner : Twyler Marie Lamb

Docket No. : 40275/SAH/S850

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Post Office Box 7068
Pasadena, CA 91109-7068
December 16, 2004

Commissioner:

Enclosed is an amendment to the above-identified application.

CLAIMS AS AMENDED						
	Claims Remaining After Amendment	Highest Number Paid For	Number Extra Claims	Small Entity Rate	Large Entity Rate	FEE
Total Claims Fee	22	*23	0	0 x \$25.00	0 x \$50.00	0
Independent Claims	4	** 4	0	0 x \$100.00	0 x \$200.00	0
Multiple Dependent Claims ***				\$180.00	\$360.00	0
TOTAL FILING FEE						0
NO ADDITIONAL FEE REQUIRED ****	IF NO FEE REQUIRED, INSERT "0"					0
LIST INDEPENDENT CLAIMS: 1, 5, 8 and 17						
* IF HIGHEST NUMBER PREVIOUSLY PAID FOR IS 20 OR LESS, WRITE "20" IN COLUMN 3 ** IF HIGHEST NUMBER PREVIOUSLY PAID FOR IS 3 OR LESS, WRITE "3" IN COLUMN 3 *** PAY THIS FEE ONLY WHEN MULTIPLE DEPENDENT CLAIMS ARE ADDED FOR THE FIRST TIME **** IF NO FEE REQUIRED, ADDRESS ENVELOPE TO "BOX NON-FEE AMENDMENTS"						

Attached is our check for \$ to pay the fees calculated above.
X A Petition for Extension of Time and the required fee are enclosed.

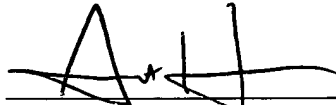
Amendment Transmittal Letter
Application No. 09/651,389

_____ Other enclosures:

The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required by or to give effect to this paper to Deposit Account No. 03-1728. Please show our docket number with any charge or credit to our Deposit Account. **A copy of this letter is enclosed.**

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By 

Art Hasan
Reg. No. 41,057
626/795-9900

SAH/amb

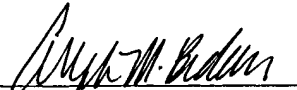
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Angela M. Beddawi

Appl No. : 09/651,389 Confirmation No. 9478
Applicant : Craig L. Ogg, et al.
Filed : August 29, 2000
Title : A METHOD AND APPARATUS FOR PRINTING INDICIA, LOGOS
AND GRAPHICS ONTO PRINT MEDIA

TC/A.U. : 2622
Examiner : Twyler Marie Lamb

Docket No. : 40275/SAH/S850
Customer No. : 23363

RESPONSE TO OFFICE ACTION

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Post Office Box 7068
Pasadena, CA 91109-7068
December 16, 2004

Commissioner:

Claims 1-5 and 7-23 are pending in the subject application. In the Office action of June 16, 2004, the Examiner rejected all of the pending claims under 35 U.S.C. Section 103(a) as being unpatentable over Davis et al., U.S. Patent 5,825,996 ("Davis") in view of Miller et al., U.S. Patent 6,461,063 ("Miller"). Applicant respectfully requests that the rejections be withdrawn and the application allowed.

According to 35 U.S.C. Section 103(c):

Subject matter developed by another person,
which qualifies as prior art only under one
or more of subsections (e), (f), and (g) of

Appln No. 09/651,389

Amdt date December 16, 2004


Reply to Office action of June 16, 2004

section 102 of this title, shall not preclude patentability under this section where the subject matter and the claimed invention were, at the time the invention was made, owned by the same person or subject to an obligation of assignment to the same person.

Here, the subject matter of the Miller reference may qualify as prior art under 35 U.S.C. §102(e), if it is prior art at all. The subject matter of the Miller reference and the claimed invention were either owned by or subject to an obligation of assignment to Stamps.com, Inc., Santa Monica, California, at the time the invention was made. Accordingly, the subject matter of Miller is not available under Section 103(a) to preclude patentability of the claimed invention, and the rejection of claim 3 should be withdrawn.

Based on the foregoing, Applicants respectfully request allowance of pending claims 1-5 and 7-23, and early issuance of a Notice of Allowance.

Respectfully submitted,
CHRISTIE, PARKER & HALE, LLP

By 
Art Hasan
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626/795-9900

SAH/amb
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